LITTLE TRAVERSE BAY BANDS OF ODAWA INDIANS

Tribal Court



7500 Odawa Circle, Harbor Springs, MI 49740

Phone: (231) 242-1463

Case No:

C-186-0813

Petitioner:

Sherry Lynn Cojo 436 ½ Carleton

Petoskey, Michigan 49770

Respondent:

Rueben Salvador Cojo, Jr. whereabouts unknown

ORDER OF DISSOLUTION OF MARRIAGE

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On August 12, 2013, the Petitioner filed for a decree dissolving her marriage to Rueben Salvador Cojo, Jr. The Court held a hearing on the matter on October 3, 2013. The Petitioner was present and the Hon. Allie Greenleaf Maldonado presiding.

The Petitioner gave sworn testimony that on March 8, 2012 the Respondent abandoned her and has not had any contact with her since that date. The Court ordered the Petitioner to publish a notice in the newspaper for the Respondent to contact the Tribal Court so that he could object to the proceeding. The Court then adjourned the proceedings. The notice was published on the following dates:

September 24, 2013 October 1, 2013 October 8, 2013

JURISDICTION

The Court finds that it has jurisdiction over this divorce proceeding for the Dissolution of Marriage between the Parties. The Dissolution of Marriage Statute requires that at least one party to the proceeding is a Tribal citizen and has been a bona fide resident of the Tribal jurisdiction for a period of at least 180 days prior to the filing of the action. Section III, Waganakising Odawak Statute 2008-007, Dissolution of Marriage. Petitioner is a Tribal Citizen and has been a resident of 436 ½ Carleton, Petoskey, Michigan which is within the Tribal jurisdiction for a period of at least 180 days prior to this action. Therefore, this Court has jurisdiction to dissolve the Petitioner's marriage.

FINDINGS OF FACT

- 1. Petitioner is a LTBB Tribal Citizen, Enrollment Number 1480;
- 2. The Parties were married on August 15, 2007 in Brutus, Michigan;

- 3. The Parties have no children;
- 4. The Parties have lived apart since March 8, 2012 which is more than a year;
- 5. That the Petitioner made a good faith effort to serve and inform the Respondent of the proceedings; and
- Respondent received notice through publication in the newspaper, but failed to contact the Tribal Court as directed and thus is deemed to have failed to appear.

CONCLUSIONS OF LAW

The Court finds that the marriage between Petitioner and Respondent has broken down irretrievably and that there remains no reasonable likelihood that the marriage can be preserved. The Court decrees that the dissolution of their marriage is granted without fault pursuant to WOS 13.205.

WHEREFORE, IT IS SO ORDERED:

- 1. A decree of divorce between Petitioner and Respondent is hereby **GRANTED**. The marriage is dissolved and the Parties are divorced.
- 2. Each Party is awarded the items of personal property in his or her possession, free and clear of any claim by the other party.
- 3. Petitioner's former name is restored to her and is legally changed from Sherry Lynn Cojo to Sherry Lynn Shananaquet.

This judgment of divorce is final on the date this written judgment is filed with and entered by the Court.

11/6/13 ann
Date

Allie Greenleaf Maldonado,

Chief Judge

LTBB Tribal Court

CERTIFICATE OF MAILING

I certify that on this date copies of this *Order*, along with the documents referenced herein, were served on the parties by first-class mail to the address shown above.

Date

Tribal Court Officer